

# EXHIBIT A

APR 23 2007

I hereby attest and certify on \_\_\_\_\_  
that the foregoing document is a full, true  
and correct copy of the original on file in  
my office, and in my legal custody.

CLERK U.S. DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

**ROSALIND TYUS-SIMON**  
DEPUTY CLERK



1105

2007 FEB 28 PM 12:06  
CLERK U.S. DISTRICT COURT  
CENTRAL DISTRICT OF CALIF.

FILED

UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA

June 2006 Grand Jury

UNITED STATES OF AMERICA,

Plaintiff,

v.

SONNY VLEISIDES,  
JAMES RAY HOUSTON,  
aka Rex Rogers,  
DENNIS EMMETT,  
WILLIAM CLOUD, and  
SCOTT HENRY WALTHER,

Defendants.

No. CR

**07-00134**

I N D I C T M E N T

[18 U.S.C. § 1341: Mail Fraud;  
18 U.S.C. § 1956(a)(1)(A)(i):  
Promotional Money Laundering;  
18 U.S.C. § 2: Aiding and  
Abetting and Causing an Act To  
Be Done]

The Grand Jury charges:

COUNTS ONE THROUGH ELEVEN

[18 U.S.C. §§ 1341, 2]

A. INTRODUCTION

1. At all times relevant to this Indictment:

a. Shamrock Agency, German Swiss Group, World Expert  
Fund, Mutual Medical Insurance Co, Old Amsterdam Trust Co, Euro

EML:eml

*[Handwritten signature]*

1 American Fax Co, European Union Commission, EU American Payment  
2 Co, Global Search Network, North American Foreign Payments  
3 Services, Worldwide Verification Service, and others  
4 (collectively, the "Fraudulent Lottery and Pension Companies")  
5 were companies purporting to, for a fee, enter individuals in the  
6 United States into foreign and domestic lotteries, and to set up  
7 pension accounts.

8 b. Defendants SONNY VLEISIDES ("VLEISIDES"), JAMES  
9 RAY HOUSTON, aka Rex Rogers ("HOUSTON"), and DENNIS EMMETT  
10 ("EMMETT") owned and controlled portions of the Fraudulent  
11 Lottery and Pension Companies.

12 c. Defendant WILLIAM CLOUD ("CLOUD") worked for the  
13 Fraudulent Lottery and Pension Companies, which work included  
14 handling offshore mailing addresses, creating and maintaining  
15 victim lists, and handling and directing the handling of victim  
16 funds.

17 d. Defendant SCOTT HENRY WALTHER ("WALTHER") worked  
18 for the Fraudulent Lottery and Pension Companies, which work  
19 included overseeing the finances of the Fraudulent Lottery and  
20 Pension Companies, and controlling some of the bank accounts  
21 related to those entities.

22 B. THE SCHEME TO DEFRAUD

23 2. Beginning in or about 1990, and continuing to at least  
24 in or about July 2006, in Los Angeles, Orange, Ventura, San Louis  
25 Obispo, and Riverside Counties, within the Central District of  
26 California, and elsewhere, defendants VLEISIDES, HOUSTON, EMMETT,  
27 CLOUD, and WALTHER, together with others known and unknown to the  
28 Grand Jury, knowingly and with intent to defraud, devised,

1 participated in, and executed a scheme to defraud victims as to a  
2 material matter, and to obtain money and property from such  
3 victims by means of material false and fraudulent pretenses,  
4 representations, and promises, and by the concealment of material  
5 facts.

6 3. To execute the scheme to defraud, defendants VLEISIDES,  
7 HOUSTON, EMMETT, CLOUD, and WALTHER and others known and unknown  
8 to the Grand Jury set up and operated the Fraudulent Lottery and  
9 Pension Companies. The scheme operated as follows:

10 a. Defendants VLEISIDES, HOUSTON, EMMETT, CLOUD, and  
11 WALTHER, and others known and unknown to the Grand Jury created  
12 and sent over one million solicitations purportedly offering  
13 increased chances of winning foreign and domestic lotteries such  
14 as "The Australian Lottery," "The International Irish  
15 Sweepstakes," "The El Gordo," "The Bunderschmidt," "The NY Super  
16 7," and the "Triple Crown Lottery." The solicitations claimed  
17 that the victims were purchasing "positions" in tickets to  
18 lotteries that would be grouped together or "pooled" to buy  
19 larger blocks of tickets. The solicitations contained various  
20 misrepresentations, including but not limited to the following:

21 i. That money sent by participants in the pool  
22 would be used to purchase tickets in lotteries, horse races, and  
23 other such games;

24 ii. That participants in the pool had a chance to  
25 win millions of dollars;

26 iii. That previous participants in the pool had  
27 won millions of dollars through the pool;

1           iv. That the companies were backed by  
2 governmental and/or legitimate lottery entities;

3           v. That the companies were well-established and  
4 had been in business for long periods of time; and

5           vi. That winnings invested into the lottery's  
6 trust or pension accounts would pay monthly pension checks until  
7 the end of the victim's life, and then would pay an amount to a  
8 beneficiary as if the money were a life insurance policy.

9           b. The solicitations induced the victims to send  
10 payments to the Fraudulent Lottery and Pension Companies via the  
11 United States mail, in that along with the solicitations,  
12 defendants VLEISIDES, HOUSTON, EMMETT, CLOUD, and WALTHER and  
13 others known and unknown to the Grand Jury provided the victims  
14 with envelopes preaddressed to commercial mail receiving agencies  
15 established by defendant CLOUD and others known and unknown to  
16 the Grand Jury in the Netherlands and Ireland, among other  
17 locations.

18           c. At the direction of defendants VLEISIDES, HOUSTON,  
19 and EMMETT, defendant WALTHER and others known and unknown to the  
20 Grand Jury first deposited the victims' money into accounts  
21 defendant WALTHER and others known and unknown to the Grand Jury  
22 established at numerous banks in accounts with names that sounded  
23 like official lotteries, for example: Shamrock Agency, World  
24 Expert, Old Amsterdam, German Swiss, Global Search Newtwork, and  
25 EUC, and official pensions, for example: Mutual Medical Insurance  
26 Company ("the Deposit Accounts").

27           d. After the victims' money was deposited into the  
28 Deposit Accounts, at the direction of defendants VLEISIDES,

1 HOUSTON, and EMMETT, defendant WALTHER and others known and  
2 unknown to the Grand Jury transferred some of the victims' money  
3 into another set of accounts, with the following names, among  
4 others: North American Payment and EU Payment Service ("the  
5 Payment Accounts").

6 e. From the Payment Accounts, at the direction of  
7 defendants VLEISIDES, HOUSTON, and EMMETT, defendant WALTHER and  
8 others known and unknown to the Grand Jury wrote checks falsely  
9 represented as lottery winnings and sent them back to the  
10 victims. The amount of the alleged "winnings" sent to each  
11 victim was far less than the amount the victim had sent in.

12 f. At the direction of defendants VLEISIDES, HOUSTON,  
13 and EMMETT, defendant WALTHER and others known and unknown to the  
14 Grand Jury transferred some of the money from the Lottery  
15 Accounts and Payment Accounts to another set of accounts, which  
16 were in names similar to Henry Walther Attorney Wire Account  
17 ("the Syphon Accounts").

18 g. At the direction of defendants VLEISIDES, HOUSTON,  
19 and EMMETT, defendant WALTHER and others known and unknown to the  
20 Grand Jury wrote checks (or transferred money by wire) from the  
21 Lottery Accounts and the Payment Accounts to the Syphon Accounts.

22 h. Defendants VLEISIDES, HOUSTON, EMMETT, CLOUD, and  
23 WALTHER and others known and unknown to the Grand Jury used money  
24 from the Syphon Accounts to continue the scheme by paying scheme  
25 expenses, as well as to provide benefits to defendants VLEISIDES,  
26 HOUSTON, EMMETT, CLOUD, and WALTHER.

27 i. Defendants VLEISIDES, HOUSTON, EMMETT, CLOUD, and  
28 WALTHER and others known and unknown to the Grand Jury also

1 misappropriated funds from the Lottery Accounts and Payment  
2 Accounts in the form of checks to cash, checks to themselves, or  
3 checks to the payment of personal or scheme expenses.

4 C. THE MISREPRESENTATIONS AND CONCEALMENT OF MATERIAL FACTS

5 4. In furtherance of the scheme to defraud, defendants  
6 VLEISIDES, HOUSTON, EMMETT, CLOUD, and WALTHER, and others known  
7 and unknown to the Grand Jury, engaged in and willfully caused  
8 others known and unknown to the Grand Jury to engage in the  
9 following material fraudulent and deceptive acts, practices,  
10 devices, and representations, among others, and knowingly  
11 concealed and caused others known and unknown to the Grand Jury  
12 to conceal the following material facts, among others:

13 a. Defendants VLEISIDES, HOUSTON, EMMETT, CLOUD, and  
14 WALTHER falsely represented to victims, and caused others known  
15 and unknown to the Grand Jury to falsely represent to victims,  
16 that if the victims sent money to the Fraudulent Lottery and  
17 Pension Companies, that money would be used to purchase tickets  
18 in lotteries and other such games. In truth and in fact, as  
19 defendants VLEISIDES, HOUSTON, EMMETT, CLOUD, and WALTHER then  
20 well knew, the money was not used to purchase such tickets, but  
21 rather was used to send purported winnings to other victims, to  
22 otherwise further the fraudulent scheme, and to benefit  
23 defendants VLEISIDES, HOUSTON, EMMETT, CLOUD, WALTHER and others  
24 known and unknown to the Grand Jury.

25 b. Defendants VLEISIDES, HOUSTON, EMMETT, CLOUD, and  
26 WALTHER falsely represented to victims, and caused others known  
27 and unknown to the Grand Jury to falsely represent to victims,  
28 that if the victims sent money to the Fraudulent Lottery and



1 Pension Companies, they had a chance to win millions of dollars  
2 through the Fraudulent Lottery and Pension Companies. In truth  
3 and in fact, as defendants VLEISIDES, HOUSTON, EMMETT, CLOUD, and  
4 WALTHER then well knew, no participant had a chance to win  
5 millions of dollars through the Fraudulent Lottery and Pension  
6 Companies.

7 c. Defendants VLEISIDES, HOUSTON, EMMETT, CLOUD, and  
8 WALTHER falsely represented to victims, and caused others known  
9 and unknown to the Grand Jury to falsely represent to victims,  
10 that previous participants in the Fraudulent Lottery and Pension  
11 Companies had won millions of dollars. In truth and in fact, as  
12 defendants VLEISIDES, HOUSTON, EMMETT, CLOUD, and WALTHER then  
13 well knew, no participant in the Fraudulent Lottery and Pension  
14 Companies had ever won millions of dollars through the Fraudulent  
15 Lottery and Pension Companies.

16 d. Defendants VLEISIDES, HOUSTON, EMMETT, CLOUD, and  
17 WALTHER falsely represented to victims, and caused others known  
18 and unknown to the Grand Jury to falsely represent to victims,  
19 that the Fraudulent Lottery and Pension Companies were backed by  
20 governmental and/or legitimate lottery entities. In truth and in  
21 fact, as defendants VLEISIDES, HOUSTON, EMMETT, CLOUD, and  
22 WALTHER then well knew, the Fraudulent Lottery and Pension  
23 Companies were not backed by any governmental or legitimate  
24 lottery entity.

25 e. Defendants VLEISIDES, HOUSTON, EMMETT, CLOUD, and  
26 WALTHER falsely represented to victims, and caused others known  
27 and unknown to the Grand Jury to falsely represent to victims,  
28 that checks sent to victims represented winnings from the



1 victims' participation in lotteries, horse races, or other games.  
2 In truth and in fact, as defendants VLEISIDES, HOUSTON, EMMETT,  
3 CLOUD, and WALTHER then well knew, the checks sent to victims  
4 were not from victims' winnings but were actually funds sent in  
5 by other victims.

6 f. Defendants VLEISIDES, HOUSTON, EMMETT, CLOUD, and  
7 WALTHER falsely represented to victims, and caused others known  
8 and unknown to the Grand Jury to falsely represent to victims,  
9 that winnings invested into the Fraudulent Lottery and Pension  
10 Companies' accounts would pay monthly pension checks until the  
11 end of the victim's life, and then would pay an amount to a  
12 beneficiary as if the money were a life insurance policy. In  
13 truth and in fact, as defendants VLEISIDES, HOUSTON, EMMETT,  
14 CLOUD, and WALTHER then well knew, there were no separate pension  
15 or life insurance accounts for victims, and victims would not be  
16 paid as promised.

17 g. Defendants VLEISIDES, HOUSTON, EMMETT, CLOUD, and  
18 WALTHER caused letters to be sent to victims falsely claiming to  
19 be from individuals with a background in and connection to  
20 legitimate foreign lotteries. In truth and in fact, as  
21 defendants VLEISIDES, HOUSTON, EMMETT, CLOUD, and WALTHER then  
22 well knew, the persons from whom the letters sent by the  
23 Fraudulent Lottery and Pension Company purported to be did not  
24 exist.

25 D. THE EFFECT OF THE SCHEME TO DEFRAUD

26 5. Through the above-described scheme to defraud,  
27 defendants VLEISIDES, HOUSTON, EMMETT, CLOUD, and WALTHER caused  
28

1 tens of thousands of victims to send over \$25 million to the  
2 Fraudulent Lottery and Pension Companies.

3 E. THE MAILINGS

4 6. On or about the dates listed below, in Los Angeles,  
5 Orange, Ventura, San Louis Obispo, and Riverside Counties, within  
6 the Central District of California, and elsewhere, defendants  
7 VLEISIDES, HOUSTON, EMMETT, CLOUD, and WALTHER, for the purpose  
8 of executing the above-described scheme to defraud, caused the  
9 following items to be placed in an authorized depository for mail  
10 matter and to be sent and delivered by the U.S. Postal Service  
11 and to be deposited with and to be delivered by private and  
12 commercial interstate carriers, according to the directions  
13 thereon:

14	<u>COUNT</u>	<u>DATE</u>	<u>DESCRIPTION</u>
15	ONE	03/08/02	Letter from The Shamrock Agency to
16			P.G. in Murrieta, California
17	TWO	03/18/02	Letter from World Expert Fund to
18			L.G. in Long Beach, California
19	THREE	03/19/03	Letter from Old Amsterdam Gold
20			Reserve Mutual Pension Pool to L.G.
21			in Long Beach, California
22	FOUR	07/31/04	Letter from World Expert Fund/Old
23			Amsterdam to B.B. in Laguna Woods,
24			California
25	FIVE	04/25/05	Letter from World Expert
26			Fund/Bunderschmidt to B.B. in
27			Laguna Woods, California
28	SIX	04/25/05	Letter from El Gordo/Global Search
			Network to F.P. in Camarillo,
			California
	SEVEN	08/09/05	Letter from World Expert Fund to
			L.G. in Long Beach, California

[illegible]

## COUNTS TWELVE THROUGH TWENTY-THREE

[18 U.S.C. §§ 1956(a)(1)(A)(i), 2]

7. The Grand Jury hereby realleges and incorporates by reference paragraphs one through five of this Indictment.

8. On or about the following dates, in Los Angeles County, within the Central District of California, and elsewhere, defendants SONNY VLEISIDES, JAMES RAY HOUSTON, DENNIS EMMETT, WILLIAM CLOUD, and SCOTT HENRY WALTHER, knowing that the property involved in each of the financial transactions represented the proceeds of some form of unlawful activity, knowingly conducted, attempted to conduct, and aided, abetted, counseled, commanded, induced, procured, and willfully caused the following financial transactions affecting interstate commerce, which transactions in fact involved the proceeds of specified unlawful activity, that is, mail fraud, in violation of Title 18, United States Code, Section 1341, with the intent to promote the carrying on of such specified unlawful activity:

<u>COUNT</u>	<u>DATE</u>	<u>FINANCIAL TRANSACTION</u>
TWELVE	07/24/02	Check number 2002, in the amount of \$5,000.00, written on Wells Fargo Bank account number XXXXXX1687, in the name of North American Foreign Payment, to Western Internet Specialty Group
THIRTEEN	07/24/02	Check number 2004, in the amount of \$4,918.91, written on Wells Fargo Bank account number XXXXXX1687, in the name of North American Foreign Payment, to Western Internet Specialty Group

<u>COUNT</u>	<u>DATE</u>	<u>FINANCIAL TRANSACTION</u>
FOURTEEN	10/21/02	Check number 1069, in the amount of \$8,000.00, written on Citibank account number XXXXXXXX4884, in the name of European Union Fulfilment Commission, to Mail Distribution Center
FIFTEEN	11/15/02	Check number 119, in the amount of \$287.00, written on Citibank account number XXXXXX4990, in the name of World Expert Fund, to Jenill Nettleton
SIXTEEN	12/10/02	Check number 1081, in the amount of \$5,000.00, written on Encino Bank account number XXXXX8795, in the name of Old Amsterdam Trust, to Western Internet Specialty Group
SEVENTEEN	01/14/03	Check number 158, in the amount of \$4,995.00, written on Citibank account number XXXXXX4990, in the name of World Expert Fund, to Western Internet Specialty Group
EIGHTEEN	05/19/03	Check number 210, in the amount of \$8,000.00, written on Bank of America account number XXXXXX3386, in the name of Global Search Network, to Mail Distribution Center
NINETEEN	08/23/04	Check number 1023, in the amount of \$3,824.06, written on Georgia State Bank account number XXX6927, in the name of Euro American Fax, to Astro Computer Service
TWENTY	12/22/03	Check number 339, in the amount of \$9,000.00, written on Bank of America account number XXXXXX3386, in the name of Global Search Network, to James Elliott
TWENTY-ONE	08/30/04	Check number 1303, in the amount of \$3,824.06, written on Georgia State Bank account number XXX6927, in the name of Euro American Fax, to Picasso Press

<u>COUNT</u>	<u>DATE</u>	<u>FINANCIAL TRANSACTION</u>
TWENTY-TWO	05/23/05	Check number 2205, in the amount of \$240.00, written on US Bank account number XXXXXXXX5188, in the name of The Shamrock Agency, to Wits End Delivery Service
TWENTY-THREE	05/23/05	Check number 2206, in the amount of \$1,990.80, written on US Bank account number XXXXXXXX5188, in the name of The Shamrock Agency, to Western Internet Specialty Group

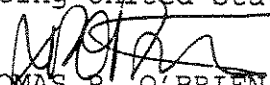
A TRUE BILL

" | s | "

---

Foreperson

GEORGE S. CARDONA  
Acting United States Attorney

  
THOMAS P. O'BRIEN  
Assistant United States Attorney  
Chief, Criminal Division

CHRISTINE C. EWELL  
Assistant United States Attorney  
Chief, Major Frauds Section

DAVID K. WILLINGHAM  
Assistant United States Attorney  
Deputy Chief, Major Frauds Section

ELLYN MARCUS LINDSAY  
Assistant United States Attorney  
Major Frauds Section